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TELEPHONE: (415) 781-1989
FAX: (415) 398-3249
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FAX COVER SHEET

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DATE: 7 August 2003 TOTAL NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 12
TO: Examiner Michael G. Lee FAX NO.: (703) 305-3594 and (703) 746-4788
Examiner Allyson N. Sanders
FIRM NAME: U.S. Patent and Trademark Office TELEPHONE NO.: (703) 305-3503 and (703) 305-5779
ADDRESS: Group Art Unit 2876
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
FROM: Michael A. Kaufman FAX NO.: (415) 398-3249
E-MAIL: kaufman.michael@dorsey.com TELEPHONE NO.: (415) 544-7062 direct or 781-1989 main

COMMENTS:

Re: U.S. Patent Application
Serial No.: 09/628,567
Filing Date: 31 July 2000
Title: An IPOS Transaction System
Inventors: Winifred LIU, et al.
Atty. Docket No.: A-69366/MAK
AUG 12 2003
OFFICE OF THE SPECIAL
PROGRAMS EXAMINER

RECEIVED

Dear Examiners Lee and Sanders:

Per our past telephone conferences, your 29 July 2003 Notice of Abandonment (copy enclosed) was issued in error and must be withdrawn because applicants filed a timely response on 16 July 2003.

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the within correspondence, including any listed enclosures, was transmitted by facsimile to fax numbers (703) 305-3594 and (703) 746-4788 on 7 August 2003.

Signed:



Todd V. LEONE

Original will be sent via: ☐ Mail ☐ Messenger ☐ Air Courier ☒ Will not be sent

PLEASE CONTACT Todd V. LEONE AT (415) 781-1989

IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

Reference No.: 2817 467766-00040

SF-1117359v1

DORSEY & WHITNEY LLP

Examiner Allyson N. Sanders
United States Patent and Trademark Office
7 August 2003
Page 2

We enclose a copy of the Amendment, Petition for Extension of Time (3 months) and return postcard as mailed to the USPTO on 16 July 2003.

We respectfully call your attention to the Amendment filed 16 July 2003 together with a three-month Petition for Extension of Time authorizing a debit to our Deposit Account No 50-2319 for the extension fee of \$930.00. We also enclose a copy of the validated return postcard evidencing receipt of the Amendment and Petition for Extension of Time by the USPTO on 21 July 2003. We further enclose a copy of our Deposit Account statement for July 2003 evidencing a debit to our Deposit Account on 07/23/03 in the amount of \$930.00, Seq. 133, against Posting Ref Txt 09628567 (which is the application serial number) and Attorney Docket Nbr A-69366/MAK, Fee Code 1253 (which is "Extension for response within the third month" at the non-small-entity rate).

As to the notation on the Notice of Abandonment that the application had been transferred to a different law firm with no contact information available, we offer the following information. Flehr Hohbach Test Albritton & Herbert LLP was acquired by Dorsey & Whitney LLP in May of 2002. The mailing address, main telephone number and fax number all remained the same as we have remained in the same offices. Further, I am listed in the USPTO Agent and Attorney Roster (Reg. No. 32,998) and the firm name was duly updated and the contact information shown is correct (and indeed has not changed for a great many years). The application was not transferred to a different law firm. Rather, the firm simply changed name with contact information remaining unchanged.

Thus, we have established that a timely response was filed, that it was definitely received by the USPTO, and that the extension fee was duly paid. Had we been contacted by telephone, we would have informed the Examiner that we had filed a timely response. The Notice of Abandonment was clearly issued in error and we therefore respectfully request that it be withdrawn at no cost.

Kindly confirm that you have withdrawn the Notice of Abandonment. We filed a timely response.

Respectfully submitted,

DORSEY & WHITNEY LLP


Michael A. Kaufman
Reg. No. 32,998
Submitted under 37 C.F.R. § 1.34(a)

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/628,567	07/31/2000	Li Wen Liu	A-69366/MAK/LM	4144

7590 07/29/2003

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400
Four Embarcadero Center
San Francisco, CA 94111-4187

EXAMINER

SANDERS, ALLYSON N

ART UNIT

PAPER NUMBER

2876

DATE MAILED: 07/29/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

File A-69366 Atty MAK/LM

Due Date

Type Refs


Notice of Abandonment	Application No.	Applicant(s)	
	09/628,567	LIU ET AL.	
	Examiner	Art Unit	
	Allyson N Sanders	2876	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 16 January 2003.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
 (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
 The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:

 An attempt was made to reach the attorney prosecuting this case, however this application was transferred to a different law firm and no further contact information was given. This case has gone well over the 6 month period therefore it is abandoned.


MICHAEL G. LEE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

(703) 305-3503

Deposit Account Statement

Page 1 of 2

**Deposit Account Statement**

Requested Statement Month: July 2003
Deposit Account Number: 502319
Name: DORSEY & WHITNEY LLP
Attention: INTELLECTUAL PROPERTY DEPARTMENT
Address: FOUR EMBARCADERO CENTER, SUITE 3400
City: SAN FRANCISCO
State: CA
Zip: 94111-4187

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/01	95	09733514	A-65330/ESW	2801	\$375.00	\$22,659.00
07/02	1	10434446	461124-59/A-70146-1/DJB/R	1001	\$750.00	\$21,909.00
07/03	2	10434446	461124-59/A-70146-1/DJB/R	1001	-\$750.00	\$22,659.00
07/03	3	10434446	461124-59/A-70146-1/DJB/R	2001	\$375.00	\$22,284.00
07/03	95	09637516	08251-034001	2253	\$5.00	\$22,279.00
07/03	2677	10349597		8021	\$40.00	\$22,239.00
07/07	26	5918743	465080-00016/2829	2551	\$445.00	\$21,794.00
07/07	27	5918743	465080-00016/2829	2554	\$65.00	\$21,729.00
07/07	79	78251491	4643315CV46379400070	8507	\$15.00	\$21,714.00
07/07	80	76493908	4643314CN46379400068	8507	\$15.00	\$21,699.00
07/08	2	10098734	A-70391-1/RM	2201	\$84.00	\$21,615.00
07/08	3	10098734	A-70391-1/RM	2202	\$18.00	\$21,597.00
07/08	396	PCT/US02/37125	FP70543-5RMA	1606	\$260.00	\$21,337.00
07/09	1028	78272083	TA-72346	7001	\$335.00	\$21,002.00
07/11	60	10182958	A-70199-1	1202	\$162.00	\$20,840.00
07/14	8	E-REPLENISHMENT		9203	-\$11,986.00	\$32,806.00
07/14	26	10119998	A-71308/AJT	2251	\$55.00	\$32,751.00
07/14	113	5998906		9204	-\$445.00	\$33,196.00
07/15	65	10417917		8021	\$40.00	\$33,156.00
07/16	15	5922009		2554	\$65.00	\$33,091.00
07/16	41	10618285	A-72356/AJT (466984-)	1203	\$84.00	\$33,007.00
07/16	1070	75832512	2739	7004	\$300.00	\$32,707.00
07/17	232	10431043		8021	\$40.00	\$32,667.00
07/18	30	60487383	P-71857/RBC/VEJ	2005	\$80.00	\$32,587.00
07/18	111	60448440		9204	-\$25.00	\$32,612.00
07/18	125	02671836	2838:469249-303	8503	\$15.00	\$32,597.00
07/21	2	09138825	G-43874/ESW	1252	\$150.00	\$32,447.00
07/21	16	5471007	A-58232/AJT	1552	\$2,050.00	\$30,397.00
07/21	17	5471007	A-58232/AJT	1555	\$130.00	\$30,267.00
07/21	18	60396536	46303500898	8007	\$20.00	\$30,247.00
07/21	19	60428526	46303500898	8007	\$20.00	\$30,227.00

Deposit Account Statement

Page 2 of 2

07/21 27	60396723	FA71638TW	8007	\$20.00	\$30,207.00
07/21 28	60396745	FA71638TW	8007	\$20.00	\$30,187.00
07/21 83	PCT/US03/21704	FP-72122/AMP	8007	\$12.00	\$30,175.00
07/21 375	78276298	60356	7001	\$335.00	\$29,840.00
07/22 1	60396744	FA71641TW	8007	\$20.00	\$29,820.00
07/22 1	09997566		2251	\$55.00	\$29,765.00
07/22 5	60396733	FA71643TW	8007	\$20.00	\$29,745.00
07/22 12	60396734	FA71644TW	8007	\$20.00	\$29,725.00
07/22 17	60396746	FA71640TW	8007	\$20.00	\$29,705.00
07/22 29	60397029	FA71622TW	8007	\$20.00	\$29,685.00
07/22 31	60396742	FA71639TW	8007	\$20.00	\$29,665.00
07/22 177	PCT/US03/21973	FP71758/MSS	8007	\$12.00	\$29,653.00
07/22 558	76154925	472520-00004/2829	7004	\$150.00	\$29,503.00
07/23 1	09876265	A-70529/EN	2253	\$465.00	\$29,038.00
07/23 62	10623447	A-72182/RMS/THR-470425-15	2202	\$3.00	\$29,035.00
07/23 64	10623447	A-72182/RMS/THR-470425-15	2203	\$140.00	\$28,895.00
⇒ 07/23 133	09628567	A-69366/MAK	1253	\$930.00	\$27,965.00
07/23 218	09628962	69228EP463035853	8007	\$20.00	\$27,945.00
07/24 1	09733514	A-65330/ESW	2801	\$375.00	\$27,570.00
07/24 4	09733514	A-65330/ESW	1201	\$168.00	\$27,402.00
07/24 5	09733514	A-65330/ESW	1202	\$90.00	\$27,312.00
07/24 154	09648259	A-69149/MSS/WEN	8021	\$40.00	\$27,272.00
07/24 204	10155793	A-71542/RAM	2251	\$55.00	\$27,217.00
07/25 38	6007208		9204	-\$445.00	\$27,662.00
07/25 73	09861171	A-70517/RAMS	1202	\$126.00	\$27,536.00
07/25 74	09861171	A-70517/RAMS	1251	\$110.00	\$27,426.00
07/25 75	09861171	A-70517/RAMS	1806	\$180.00	\$27,246.00
07/25 133	10358089	A-72095/470425-6/RMS	2001	\$375.00	\$26,871.00
07/25 134	10358089	A-72095/470425-6/RMS	2051	\$65.00	\$26,806.00
07/25 135	10358089	A-72095/470425-6/RMS	2251	\$55.00	\$26,751.00
07/25 350	PCT/US03/22397	FP72182/RMS	8007	\$12.00	\$26,739.00
07/28 349	78279182	TA-60468	7001	\$335.00	\$26,404.00
07/28 396	78279212	TA-60469	7001	\$335.00	\$26,069.00
07/29 43	78279630	TA-40367-48	7001	\$335.00	\$25,734.00
07/29 218	US20020184936	1090060	8008	\$200.00	\$25,534.00
07/29 467	78279827	TM-3257I US	7001	\$670.00	\$24,864.00
07/29 626	1787945	465413-00067/2829	7205	\$100.00	\$24,764.00
07/29 627	1787945	465413-00067/2829	7201	\$400.00	\$24,364.00
07/30 264	10390974		8021	\$40.00	\$24,324.00
07/30 559	78280560	60516	7001	\$335.00	\$23,989.00
07/30 1044	76401145	468976-00002/2829	7004	\$150.00	\$23,839.00
07/31 23	10251664	A71696ESW	8007	\$40.00	\$23,799.00
	START	SUM OF	SUM OF	END	
	BALANCE	CHARGES	REPLENISH	BALANCE	
	\$23,034.00	\$12,866.00	\$13,631.00	\$23,799.00	

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DORSEY & WHITNEY LLP

File No. A-69366/MAK

Applicant(s): Winifred Liu, et al.
Serial No.: 09/628,567
For: An iPOS Transaction System



Please acknowledge receipt of the enclosed:

- ① Amendment
 - ② Petition for Extension of Time (3 mos.) with deposit account debit authorization
- by imprinting the Patent Office "date stamp" hereon and returning to the addressee indicated on the reverse.

Due date: 16 April 2003 extended to 16 July 2003Date of mailing: 16 July 2003

6P-1115628v1

[487786-10040]